

MESSAGE NO: 5253302

MESSAGE DATE: 09/10/2015

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE  
MESSAGE #  
(s):

CASE #(s): A-570-967

EFFECTIVE DATE: 11/12/2010

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Antidumping duty scope determination on aluminum extrusions from the People's Republic of China (A-570-967)

Notice of the lifting of suspension occurred on the message date of these instructions. See paragraph 5 below.

1. Commerce received a scope ruling request from Agilent Technologies, Inc. (Agilent). Commerce issued a final scope determination on 08/27/2015 that Agilent's Foreline Hose Assembly, which Agilent imports, is not within the scope of the antidumping duty order on aluminum extrusions from the People's Republic of China (A-570-967).
  2. Commerce determined that Agilent's Foreline Hose Assembly, consisting of aluminum extrusions as well as non-extruded aluminum components is outside the scope of the order because it meets the criteria of the exclusions for finished goods kits and finished merchandise. As a finished goods kit, upon importation, the complete, but unassembled Foreline Hose Assembly kit includes aluminum extrusion parts (i.e., the KF16 Elbow and the KF16 Hose Adaptor) and a non-extruded aluminum component (i.e., PVC tubing with a compression spring and a stainless steel hose clamp). As finished merchandise, the Foreline Hose Assembly is fully and permanently assembled and completed at the time of entry and comprised of both extruded and non-extruded aluminum components, which go beyond mere fasteners. Therefore, Agilent's Foreline Hose Assembly is not within the scope of the antidumping duty order on aluminum extrusions from the People's Republic of China.
  3. For all entries of Agilent's Foreline Hose Assembly not within scope that remain unliquidated on or after 11/12/2010, CBP shall terminate suspension and liquidate entries of product not within scope which were entered, or withdrawn from warehouse, for consumption.
  4. Refund any cash deposits and release any bonds relating to Agilent's Foreline Hose Assembly described above.
  5. These instructions constitute notice of the lifting of suspension of liquidation of entries of Agilent's Foreline Hose Assembly entered, or withdrawn from warehouse, for consumption on or
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after 11/12/2010.

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for all other shipments of aluminum extrusions from the People's Republic of China not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Enforcement and Compliance, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by OVI:DF.)

9. There are no restrictions on the release of this information.

Sherri L. Hoffman

## Company Details

\*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party